



EXPRESS MAIL NO. EL897865256US

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## DECLARATION FOR UTILITY PATENT APPLICATION

Attorney Docket No. : 210121.478C16

First Named Inventor : Chaitanya S. Bangur

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below under my name. I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### COMPOSITIONS AND METHODS FOR THE THERAPY AND DIAGNOSIS OF LUNG CANCER

which is described and claimed in the specification and claims of continuation-in-part (C-I-P) Patent Application No. 09/849,626, as filed in the United States Patent and Trademark Office on May 3, 2001 ("this application") for which a patent is sought. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under 35 U.S.C. § 365(c) of any PCT international application(s) designating the United States of America, as listed below ("the parent applications") and insofar as the subject matter of each of the claims of this application is not disclosed in at least one of the below-listed United States or PCT International parent applications in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge my duty to disclose information of which I am aware which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56, including material information which became available between the filing date of any of the below-listed parent applications and the national or PCT international filing date of this (C-I-P) application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number	Attorney Docket Number
09/736,457	12/13/2000		210121.478C15
09/702,705	10/30/2000		210121.478C14
09/677,419	10/06/2000		210121.478C13
09/671,325	09/26/2000		210121.478C12
09/658,824	09/08/2000		210121.478C11
09/651,563	08/29/2000		210121.478C10
09/614,124	07/11/2000		210121.478C9
09/589,184	06/05/2000		210121.478C8
09/560,406	04/27/2000		210121.478C7
09/546,259	04/10/2000		210121.478C6
09/533,077	03/22/2000		210121.478C5
09/519,642	03/06/2000		210121.478C4
09/476,300	12/30/1999		210121.478C3
09/466,867	12/17/1999		210121.478C2
09/419,356	10/15/1999		210121.478C1
09/346,492	06/30/1999		210121.478
PCT/US00/18061	06/30/2000		210121.478PC

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Chaitanya S. Bangur et al.  
Application No. : 09/849,626  
Filed : May 3, 2001  
For : COMPOSITIONS AND METHODS FOR THE THERAPY AND  
DIAGNOSIS OF LUNG CANCER

Docket No. : 210121.478C16

Box Missing Parts  
Commissioner for Patents  
Washington, DC 20231

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73 AND POWER OF ATTORNEY

The undersigned, being Assignee of the entire interest in the above-identified application by virtue of an Assignment filed concurrently herewith, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

Assignee hereby appoints George C. Rondeau, Jr., Reg. No. 28,893; David H. Deits, Reg. No. 28,066; William O. Ferron, Jr., Reg. No. 30,633; Richard G. Sharkey, Reg. No. 32,629; David V. Carlson, Reg. No. 31,153; Karl R. Hermanns, Reg. No. 33,507; Michael J. Donohue, Reg. No. 35,859; Jane E. R. Potter, Reg. No. 33,332; Robert Iannucci, Reg. No. 33,514; Lorraine Linford, Reg. No. 35,939; David W. Parker, Reg. No. 37,414; E. Russell Tarleton, Reg. No. 31,800; Ellen M. Bierman, Reg. No. 38,079; Brian G. Bodine, Reg. No. 40,520; Robert M. Ward, Reg. No. 26,517; Frank Abramonte, Reg. No. 38,066; Kevin S. Costanza, Reg. No. 37,801; Thomas E. Loop, Reg. No. 42,810; Stephen J. Rosenman, Reg. No. 43,058; Brian L. Johnson, Reg. No. 40,033; Susan D. Betcher, Reg. No. 43,498; William T. Christiansen, Reg. No. 44,614; Eric J. Gash, Reg. No. 46,274; Jeffrey C. Pepe, Reg. No. 46,985; Charles J. Rupnick, Reg. No. 43,068; Timothy L. Boller, Reg. No. 47,435; and James M. Verna, Reg. No. 33,287; comprising the firm of Seed Intellectual Property Law Group PLLC, 701 Fifth Avenue, Suite 6300, Seattle, Washington 98104-7092, Cynthia L. Shumate, Reg. No. 38,303, Kathleen Nora McKereghan, Reg. No. 41,985, Jeff E. Hundley, Reg. No. 42,676, and Gary M.

Myles, Reg. No. 46,209, as its attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. Please direct all telephone calls to Jane E. R. Potter at (206) 622-4900 and telecopies to (206) 682-6031.

Please direct all communications to:

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Pursuant to 37 C.F.R. § 3.73, the undersigned duly authorized designee of Assignee certifies that the evidentiary documents have been reviewed, specifically the Assignment to Corixa Corporation filed concurrently herewith for recording, a copy of which is attached hereto, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Corixa Corporation  
ASSIGNEE

7/19/01  
DATE

  
\_\_\_\_\_  
Kathleen Nora McKereghan  
Senior Vice President, General Counsel and Secretary

Enclosure:

Copy of Assignment

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